

**2:22-cv-423-AMM**

Undersigned counsel hereby move this Court, pursuant to Fed. R. Civ. P. 21, for an Order severing claims of Sean Wattson from the other plaintiffs in this case, and for withdrawal from the representation of Mr. Wattson. As grounds for this Motion, Counsel states the following.

1. Counsel undertook the representation of Mr. Wattson shortly before the filing of his action in May of 2021. Doc. 1.

2. Mr. Wattson's case was ultimately consolidated with the case of Thomas v. Town of Brookside, Civil Action No. 2:22-cv-00157-AMM. Doc. 40.

3. Irreconcilable differences have arisen between Plaintiff Wattson and Plaintiff's Counsel. Plaintiff Wattson and Counsel have vastly different views regarding the scope of the litigation, and over what claims should be pursued, making it impossible to work together.

4. The only way to solve this issue and for Plaintiffs' counsel to continue to represent the remaining plaintiffs in the case is to sever Ms. Wattson's claims, and then to allow him to proceed with new counsel.

5. This Motion and course of action will have no effect on the remaining plaintiffs, namely plaintiffs Todd, Harris, Crawford, Kilgore, and Jones.

6. Mr. Wattson has been informed in writing of this Motion at his last known contact point, and that we have requested that he be given ninety (90) days to secure new counsel.

Wherefore, for the reasons stated herein, Plaintiffs' Counsel requests the following:

- 1) That Mr. Wattson's claim in the Consolidated Amended Class Action Complaint be severed from the claims of the remaining plaintiffs;
- 2) That Mr. Wattson be given ninety (90) days to secure new counsel in the case, and to proceed as he wishes; and
- 3) That undersigned counsel be withdrawn as counsel for Mr. Wattson.

Respectfully submitted.

/s/ Brian M. Clark

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 2, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

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